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**Introduced by Senator Chesbro**

March 6, 2003

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An act to amend Section 93011 of the Government Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1069, as introduced, Chesbro. North Coast Railroad Authority: board of directors.

Existing law creates the North Coast Railroad Authority and prescribes the membership of its board of directors.

This bill would, notwithstanding any other law, including the common law doctrine of incompatible offices, authorize a local government officer to be appointed and serve as a member of the authority's board of directors if the person meets the qualifications specified in the North Coast Railroad Authority Act.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 93011 of the Government Code is
- 2 amended to read:
- 3 93011. (a) The authority shall be governed by a board of
- 4 directors, composed as follows:
- 5 ~~(a)~~



1 (1) Two persons appointed by each of the boards of supervisors  
2 of the Counties of Humboldt and Mendocino. If the County of  
3 Marin or the County of Sonoma elects to join the authority, the  
4 board of supervisors of the county so joining shall appoint two  
5 persons to the board of directors.

6 ~~(b)~~

7 (2) A city representative, selected by the cities served by the rail  
8 line.

9 ~~(c)~~

10 (3) A board member of the Golden Gate Bridge, Highway and  
11 Transportation District, who shall serve as a nonvoting, ex officio  
12 director of the authority.

13 (b) All directors, except the ex officio director, shall serve for  
14 terms of two years and until their successors have qualified.

15 (c) *Notwithstanding any other provision of law including the*  
16 *common law doctrine that precludes the simultaneous holding of*  
17 *incompatible offices, a local government officer may be appointed*  
18 *and may serve as a member of the authority's board of directors if*  
19 *the person also meets the other applicable qualifications of this*  
20 *title.*

21 SEC. 2. This act is an urgency statute necessary for the  
22 immediate preservation of the public peace, health, or safety  
23 within the meaning of Article IV of the Constitution and shall go  
24 into immediate effect. The facts constituting the necessity are:

25 In order to allow local government officers to serve as members  
26 of the Board of Directors of the North Coast Railroad Authority,  
27 it is necessary that this act take effect immediately.

